

JANKI M. THADHANI THROUGH SPECIAL POWER OF  
ATTORNEY HOLDER MR. VIC THADHANI Vs. THE PARIVAR  
CGHS LTD. MANAGEMENT COMMITTEE, THROUGH  
PRESIDENT

11.03.2026

Present : Sh. Aditya Giri and Sh. Utkarsh, Ld. Counsels for the plaintiff.  
Sh. Naveen Bhardwaj and Sh. Arya Shekhar, Ld. Counsels for the  
defendant.

As per the report of the Ahlmad, an application under Order XXXIX Rules 1 and 2 CPC (IA No. 1/26) has been filed on behalf of defendant no. 1 on 21.02.2026.

An application under Order XXII Rule 3 read with Section 151 CPC, along with an application under Section 5 of the Limitation Act seeking condonation of delay in filing the application under Order XXII Rule 3 read with Section 151 CPC, and an amended memo of parties, has been filed on behalf of the plaintiff. Copy of the same has been supplied.

Learned counsel for defendant no. 1 submits that, without prejudice to his rights and contentions and without admitting the averments made in the application, he has no objection if the application under Order XXII Rule 3 read with Section 151 CPC is allowed, subject to heavy costs.

It is stated in the application that the plaintiff expired on 02.11.2025 at Delhi, leaving behind her legal heir Vicky Thandhani @ Vic Thandhani.

The right to sue survives in the facts and circumstances of the present case. Accordingly, considering the above submissions and in the interest of justice, the **application under Order XXII Rule 3 read with Section 151 CPC is allowed** and the amended memo of parties is taken on record.

Accordingly, **both the application (IA No. 2/26) under Order XXII Rule 3 read with Section 151 CPC and the application (IA No. 3/26) under Section 5 of the Limitation Act stand disposed of.**

**Another application (IA No. 4/26) under Order XXII Rule 3 read with Section 151 CPC dated 11.12.2025 also stands disposed of.**

Learned counsel for defendant no. 1 further submits that his application under Order VIII Rule 1 read with Section 151 CPC for condonation of delay in filing the written statement is pending for adjudication.

On this, learned counsel for the plaintiff submits that he has no objection if the said application is allowed.

In view of the above submissions and in the interest of justice, the application of defendant no. 1 under Order VIII Rule 1 read with Section 151 CPC for condonation of delay in filing the written statement is allowed, and the written statement is taken on record. Accordingly, **the application (IA No. 5/26) under Order VIII Rule 1 read with Section 151 CPC stands disposed of.**

The plaintiff is directed to file a copy of the passport/identity proof of Sh. Vicky @ Vic Thandhani on the next date of hearing (NDOH).

It is made clear that the defendant shall abide by its undertaking not to obstruct the entry of Sh. Deethi Das and Shankar Das till the NDOH.

Put up for reply and arguments on the application under Order XXXIX Rules 1 and 2 CPC and the application under Order VII Rule 11 CPC on **18.04.2026.**

***All the parties are directed to maintain status quo with respect to the suit property till the NDOH.***

(Vikas Garg)  
DJ-05/East/KKD  
Delhi/11.03.2026